COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the request of the County Ethics Commission

AN ACT to:
(1) allow further review of Ethics Commission decisions beyond the Circuit Court; and
(2) add the Cable Compliance Commission to the list of quasi-judicial agencies whose members’ activities are regulated by the County ethics law.

By amending
Montgomery County Code
Chapter 19A, Ethics
Sections 19A-6 and 19A-16A

The County Council for Montgomery County, Maryland approves the following Act:
Sec 1. Sections 19A-6 and 19A-16A are amended as follows:

19A-6. Authority and duties of Commission; appeal of Commission decisions.

* * *

(c) Appeals. A final decision of the Commission on a complaint, request for a waiver, or request for other employment approval may be appealed to the Circuit Court under the applicable Maryland Rules of Procedure governing judicial review of administrative agency decisions. An appeal does not stay the effect of the Commission’s decision unless the court hearing the appeal orders a stay. Any party aggrieved by a judgment of the Circuit Court may appeal that judgment to the Court of Special Appeals.

* * *

19A-16A. Political activities of quasi-judicial officials.

* * *

(b) In this Section:

(1) County quasi-judicial official means:

* * *

(O) a hearing examiner in the Office of Zoning and Administrative Hearings; [and]

(P) any Public Hearing Officer in the Office of the County Executive; and

(Q) a member of the Cable Compliance Commission.

* * *

Sec 2. Effective Date. Section 19A-6(c) of the County Code, as amended by Section 1 of this Act, applies to any appeal from an action of the Ethics Commission:

(1) pending in the Circuit Court when this Act takes effect; or
filed in the Circuit Court after this Act takes effect.

Approved:

Michael L. Subin, President, County Council

Approved:

Douglas M. Duncan, County Executive

This is a correct copy of Council action.

Mary A. Edgar, CMC, Clerk of the Council